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Robert Moser, MD, Secretary.

Department of Health & Environment

Sam Brownback, Governor

May 24, 2012

Brenda B. Epperson
Environmental Manager
Valero Energy Corporation
P.O. Box 696000
San Antonio, TX 78269-6000

RECEIVED

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AWMD/WRAP-KNRP

**RE: Comments on the Exposure Unit Supplemental Soil Investigation Report
MRP Properties Company, LLC
Former Total Petroleum, Inc. Refinery
1400 South M Street, Arkansas City, Kansas
RCRA ID# KSD087418695**

Dear Ms. Epperson,

The Kansas Department of Health and Environment (KDHE) and the Environmental Protection Agency (EPA) Region 7 have reviewed the letter dated April 11, 2012, submitted by MWH Americas, Inc. (MWH) on behalf of MRP Properties Company, LLC (MRP). This letter is in response to comments made by KDHE and EPA in regards to the Exposure Unit Supplemental Soil Investigation (SSI) at the former Total Petroleum, Inc. Refinery site, located in Arkansas City. The soil investigation delineated the Process Area (PA), Junk Storage Area (JSA), and the Construction Debris Landfill (CDL) within the refinery that are impacted by contaminated soils which require corrective action.

KDHE and EPA are not asking for any further changes to the Exposure Unit Supplemental Soil Investigation report. A consensus has been reached between MRP, EPA, and KDHE that the report was intended to be used only for risk screening and not as a baseline risk assessment. MRP should consider EPA's comments when developing a baseline risk assessment.

If you have any questions, please contact me by phone at (785)-291-3760 or e-mail me at (mvishnefske@kdheks.gov).

Sincerely,

Mark Vishnefske, P.G.
Environmental Scientist II
Hazardous Waste Corrective Actions

cc: Jay Mednick – MWH
Brad Roberts – EPA Region VII - AWMD/WRAP
Allison Herring – DEA/SCDO/Waste Programs
Bill Bider – BWM

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RCRA